IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 16TH JANUARY 2007 / 26TH PAUSHA 1928

Bail Appl..No. 216 of 2007()

CMP.11/2007 of JUDL. MAGISTRATE OF FIRST CLASS, KOTHAMANGALAM
CR 65/06 of Kothamangalam Excise Range

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: PETITIONER/IST ACCUSED

RAMACHANDRAN, AGED 52 YEARS,
S/O.VELAYUDHAN, CHERUKANNOTH HOUSE,
NERIYAMANGALAM VILLAGE, KOTHAMANGALAM.

BY ADV. SRI.PEEYUS A.KOTTAM

RESPONDENT: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
THE EXCISE INSPECTOR, KOTHAMANGALAM REP. BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM
(INVESTIGATING OFFICER IN CRIME NO.65/06 OF EXCISE
RANGE, KOTHAMANGALAM).

BY PUBLIC PROSECUTOR SHRI. P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 16/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.Ramkumar, J.

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B.A.No. 216 of 2007

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Dated this the 16th day of January, 2007.

ORDER

Petitioner, who is the first accused in C.R.No.65 of 2006 of Kothamangalam Excise Range for an offence punishable under Section 55(a) of Abkari Act for allegedly having been found in possession of 18 litres of IMFL in 30 bottles and 60 bottles of bear on 30.12.2006 and who was arrested on the same day, seeks his enlargement on bail.

2. The learned Public Prosecutor opposed the application submitting inter alia that the petitioner is an accused in four other crimes of similar nature.

3. I am not satisfied that both the grounds enumerated under Clause (b)(ii) of Sec. 41 A of the Abkari Act are present in this case so as to justify the release of the petitioner on bail.

This application is accordingly dismissed.

V.RAMKUMAR,
JUDGE.

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